

***Superseded 5/12/2015***

**41-12a-302 Operating motor vehicle without owner's or operator's security -- Penalty.**

- (1)
- (a) Except as provided in Subsection (1)(b), an owner of a motor vehicle on which owner's or operator's security is required under Section 41-12a-301, who operates the owner's vehicle or permits it to be operated on a highway in this state without owner's security being in effect is guilty of a class B misdemeanor, and the fine shall be not less than:
    - (i) \$400 for a first offense; and
    - (ii) \$1,000 for a second and subsequent offense within three years of a previous conviction or bail forfeiture.
  - (b) A court may waive up to \$300 of the fine charged to the owner of a motor vehicle under Subsection (1)(a)(i) if the owner demonstrates that owner's or operator's security required under Section 41-12a-301 was obtained subsequent to the violation but before sentencing.
- (2)
- (a) Except as provided under Subsection (2)(b), any other person who operates a motor vehicle upon a highway in Utah with the knowledge that the owner does not have owner's security in effect for the motor vehicle is also guilty of a class B misdemeanor, and the fine shall be not less than:
    - (i) \$400 for a first offense; and
    - (ii) \$1,000 for a second and subsequent offense within three years of a previous conviction or bail forfeiture.
  - (b) A person that has in effect owner's security on a Utah-registered motor vehicle or its equivalent that covers the operation, by the person, of the motor vehicle in question is exempt from this Subsection (2).